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July 28, 2003

Commissioner for Patents Mail Stop PG Pub P.O. Box 1450 Alexandria, VA 22313-1450

Applicant: Richard Heller et al.

Serial No.: 10/064,660 Filed: 08/05/2002

For: Cellular Electromanipulation Waveforms

Our Reference No.: 1372.42

Art Unit: 3762

**Examiner: Unassigned** 

Dear Sir:

Enclosed please find the following:

1. Request to Rescind Previous Nonpublication Request with a Certificate of Mailing under 37 C.F.R. § 1.8 dated July 28, 2003; and

2. Self-addressed and postage pre-paid post card to serve as a receipt for item 1.

Very respectfully,

SMITH & HOPEN

By: Anton J. Hopen

anton.hopen@baypatents.com

AJH/sb Encl.

CERTIFICATE OF MAILING (37 C.F.R. § 1.8)

I HEREBY CERTIFY that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patent, Mail Stop PG Pub, P.O. Box 1450, Alexandria, VA 22313-1450 on July 28, 2003.

Date: July 28, 2003

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## RESCISSION OF PREVIOUS NONPUBLICATION REQUEST

(35 U.S.C. 122(b)(2)(B)(ii))
AND, IF APPLICABLE,

NOTICE OF FOREIGN FILING

(35 U.S.C. 122(b)(2)(B)(iii))

Send completed form to:

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Commissioner for Patents
P.O. Box 1450

Alexandria, VA 22313-1450

FAX: (703) 305-8568

Application Number		10/064,660
Filing Date		08/05/2002
First Named Inventor		Richard Heller
Title	Cellular Electromanipulation Waveforms	
Atty Docket Number		1372.42
Group Art Unit		3762
Examiner		Unassigned

A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby **rescind** the previous nonpublication request.

If a notice of foreign or international filing is or will be required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c), I hereby provide such notice. This notice is being provided no later than forty-five (45) days after the date of such foreign or international filing.

If a notice of subsequent foreign or international filing required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c) was not filed within forty-five (45) days after the date of filing of the foreign or international application, the application is ABANDONED, and a petition to revive under \$7 CFR 1.137(b) is required. See 37 CFR 1.137(f).

July 28, 2003

Date

Anton J. Hopen

(727) 507-8558 Telephone Number

Typed or printed name

Signature

This request must be signed in compliance with 37 CFR 1.33(b).

If information or assistance is needed in completing this form, please contact the Pre-Grant Publication Division at (703) 605-4283 or by e-mail at PGPub@USPTO.gov.

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Name (Print/Type) Shelley Butz
Signature Shellow Ruth Date July 28, 2003

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PG Pub, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



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